

4/12/18

5:33 p.m.

Chapter No. 96  
18/HR26/A651SG  
CST / SD

## ***HOUSE BILL NO. 1600***

Originated in House



Clerk

HOUSE BILL NO. 1600

AN ACT MAKING AN APPROPRIATION TO THE DEPARTMENT OF HUMAN SERVICES; AND FOR RELATED PURPOSES, FOR THE FISCAL YEAR 2019.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

**SECTION 1.** The following sum, or so much thereof as may be necessary, is appropriated out of any money in the State General Fund not otherwise appropriated, to the Department of Human Services for the fiscal year beginning July 1, 2018, and ending June 30, 2019 ..... \$ 167,573,006.00.

**SECTION 2.** The following sum, or so much thereof as may be necessary, is appropriated out of any money in any special fund in the State Treasury to the credit of the Department of Human Services which is comprised of special source funds collected by or otherwise available to the department for the support of the various divisions of the department, for the purpose of defraying the expenses of the department for the fiscal year beginning July 1, 2018, and ending June 30, 2019 .....  
..... \$ 1,389,979,105.00.

**SECTION 3.** None of the funds appropriated by this act shall be expended for any purpose that is not actually required or necessary for performing any of the powers or duties of the Department of Human Services that are authorized by the Mississippi Constitution of 1890, state or federal law, or rules or regulations that implement state or federal law.

**SECTION 4.** Of the funds appropriated under the provisions of Section 1 of this act and authorized for expenditure under the provisions of Section 2 of this act, not more than the amounts set forth below shall be expended; however, notwithstanding any other provision in this act, it is the intent of the Legislature that any amount of funds and positions may be transferred between the Department of Human Services and the Department of Child Protection Services in order to comply with agreements made by the State of Mississippi with the United States District Court in reference to the Olivia Y., et al. lawsuit.

#### **DEPARTMENT OF HUMAN SERVICES**

##### **FUNDING:**

General Funds .....	\$	69,578,708.00.
Special Funds .....		1,240,128,849.00
Total .....	\$	<u>1,309,707,557.00</u>

With the funds appropriated for this budget, the following positions are authorized:

##### **AUTHORIZED POSITIONS:**

Permanent:	Full Time .....	1,741
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Part Time .....	1
Time-Limited: Full Time .....	474
Part Time .....	0

#### DIVISION OF CHILD PROTECTION SERVICES

##### FUNDING:

General Funds .....	\$	<u>97,994,298.00</u>
Special Funds .....		<u>137,850,256.00</u>
Total .....	\$	<u>247,844,554.00</u>

With the funds appropriated for this budget, the following positions are authorized:

##### AUTHORIZED POSITIONS:

Permanent: Full Time .....	1,537
Part Time .....	0
Time-Limited: Full Time .....	417
Part Time .....	0

None of the funds herein appropriated shall be used in violation of Internal Revenue Service's Publication 15-A relating to the reporting of income paid to contract employees, as interpreted by the Office of the State Auditor.

**SECTION 5.** It is the intention of the Legislature that the Department of Human Services and Department of Child Protection Services shall maintain complete accounting and personnel records related to the expenditure of all funds appropriated under this act and that such records shall be in the same format and level of detail as maintained for Fiscal Year 2018. It is further the

intention of the Legislature that the agency's budget request for Fiscal Year 2020 shall be submitted to the Joint Legislative Budget Committee in a format and level of detail comparable to the format and level of detail provided during the Fiscal Year 2019 budget request process.

**SECTION 6.** Of the funds appropriated in Section 2 herein to Department of Human Services, One Million Dollars (\$1,000,000.00) shall be transferred to the Department of Health, Child Care Licensure Program from the Child Care Development Fund or other appropriate special fund. These funds are to be transferred to the Board of Health no later than July 31, 2018. The Department of Health shall make a complete accounting to the Department of Human Services detailing the uses of these funds in accordance with federal and state regulations.

**SECTION 7.** It is the intention of the Legislature that whenever two (2) or more bids are received by this agency for the purchase of commodities or equipment, and whenever all things stated in such received bids are equal with respect to price, quality and service, the Mississippi Industries for the Blind shall be given preference. A similar preference shall be given to the Mississippi Industries for the Blind whenever purchases are made without competitive bids.

**SECTION 8.** The Department of Human Services and the Department of Child Protection Services is authorized to expend available funds on technology or equipment upgrades or

replacements when it will generate savings through efficiency or when the savings generated from such upgrades or replacements exceed expenditures thereof.

**SECTION 9.** It is the intention of the Legislature that none of the funds provided herein shall be used to pay certain utilities for state furnished housing for any employees. Such utilities shall include electricity, natural gas, butane, propane, cable and phone services. Where actual cost cannot be determined, the agency shall be required to provide meters to be in compliance with legislative intent. Such state furnished housing shall include single-family and multi-family residences but shall not include any dormitory residences. Allowances for such utilities shall be prohibited.

**SECTION 10.** In compliance with the "Mississippi Performance Budget and Strategic Planning Act of 1994," it is the intent of the Legislature that the funds provided herein shall be utilized in the most efficient and effective manner possible to achieve the intended mission of this agency. Based on the funding authorized, this agency shall make every effort to attain the targeted performance measures provided below:

		FY2019
<u>Performance Measures</u>		<u>Target</u>
Support Services		
Percentage of Referred/Directed		
Investigative Audits Conducted		98.00

Percentage of Special Investigations	
Conducted	95.00
Percentage of Referred/Obtained Fraud	
Investigations Conducted Timely	98.00
Percentage of Referred Administrative	
Disqualification Hearings and Fair Hearings	
Conducted Timely	95.00
Percentage of Monitoring Reviews Conducted	
within Acceptable Timeframes	98.00
Total Amount of Funds Recovered (\$)	10,936,551.00
Aging & Adult Services	
In-home Services (Persons)	100,542
Community Services (Persons)	73,787
Number of Congregate Meals	232,791
Numbe of Home-Delivered Meals	1,486,361
Substantiated Incidences of Abuse of	
Vulnerable Adults per 1,000 Population	0.20
Home Delivered Meals, Percent Reduction	
of Persons on Waiting List (%)	1.00
Child Support Enforcement	
Number of Paternities Established	18,000
Change in Paternities Established (%)	0.00
Number of Obligations Established	22,500
Change in Obligations Established (%)	0.00
Total Collections (\$)	365,000,000.00

Change in Total Collections (%)	0.00
Absent Parents Located (Number of)	60,000
Child Support Cases Current on Payments (%)	30.00
Community Services	
Number of Elderly Served by CSBG & LIHEAP	19,579
Number of Handicapped Served	18,400
Number of Households Achieving Self-Sufficiency	882
Increase in Rate of Household Attaining Self Sufficiency (%)	2.00
Number of Households Stabilized	17,712
Increase in the Number of Households Stabilized (%)	2.00
Number of Households Weatherized	516
Early Childhood Care & Dev	
Number of Children Served	28,000
Assistance Payments	
Dollar Amount of Assistance (\$)	690,000.00
Food Assistance	
Average Monthly Households	225,000
Supplemental Nutrition Assistance Program - SNAP (\$)	716,413,100
Percentage of Mississippi Households Receiving SNAP Benefits (%)	22.51



TANF Work Program

TANF Households per Month (AVG)	4,600
Work Program (Avg Persons Served)	1,107
TANF Work Program Participation Rate (%)	60.00
Persons Employed	720
Number of Households Receiving TANF	
Benefits During the Year	4,600
Percentage of Households Receiving TANF	
During the Year (%)	0.49
Percentage of TANF Participants in	
Job Training Who Enter Employment (%)	30.00
Percentage of TANF Participants in Job	
Training Who Enter Employment at a Salary	
Sufficient to be Ineligible for TANF (%)	19.00
Percentage of TANF Participants in Job	
Training Who Remain Employed for:	
One Year After Leaving the Program (%)	75.00
Five Years After Leaving the Program (%)	65.00

Social Services Block Grant

Clients Served, Family & Child Services	75,611
Clients Served, Aging & Adult Services	21,178
Clients Served, Youth Services	12,880

Youth Services

Community Services (Children Served)	12,500
Institutional Component (Children Served)	300

Number of Volunteers - Community Services	100
Children Placed in Alternative Placement	0.00
Children Diverted from Institutional	
Care (%)	85.00
Recidivism Rate (%)	20.00

A reporting of the degree to which the performance targets set above have been or are being achieved shall be provided in the agency's budget request submitted to the Joint Legislative Budget Committee for Fiscal Year 2020.

**SECTION 11.** It is the intent of the Legislature that the Department of Human Services, Division of Child Support Enforcement, make a concentrated effort to increase collections of past due child support payments. On or before January 1, 2019, the Executive Director of the Department of Human Services shall submit a report to the Legislative Budget Office detailing year-to-date performance measures in the Child Support Enforcement Program compared with the prior year.

**SECTION 12.** It is the intention of the Legislature that the Department of Human Services shall have the authority to spend such additional funds as it shall receive from the federal government in incentives or the federal match on those incentives for the purpose of child support enforcement.

**SECTION 13.** Of the funds appropriated in Section 1, Two Hundred Fifty Thousand Dollars (\$250,000.00) shall be transferred

to the Juvenile Facility Monitoring Unit at the Department of Public Safety no later than July 31, 2018.

**SECTION 14.** Of the funds appropriated herein, to the Department of Human Services One Million Dollars (\$1,000,000.00), is provided for the support of the Home Delivered Meals Program and any additional funds that may be appropriated to this program.

**SECTION 15.** The following sum, or so much thereof as may be necessary, is appropriated out of any money in the State Treasury to the credit of the Capital Expense Fund, as created in Section 27-103-303, Mississippi Code of 1972, and allocated in a manner as determined by the Treasurer's Office for the purpose of defraying the expenses of the Department of Child Protection Services for the fiscal year beginning July 1, 2018, and ending June 30, 2019 .  
..... \$12,000,000.00.

**SECTION 16.** Of the funds provided in Section 1, herein to the Department of Human Services, an amount not to exceed One Hundred Thousand Dollars (\$100,000.00) is provided to fund the Senior Olympics Program.

**SECTION 17.** Of the funds appropriated in Section 1, herein to the Department of Child Protection Services, it is the intention of the Legislature that Ninety-three Thousand Six Hundred One Dollars (\$93,601.00) shall be allocated to the Mississippi Children's Trust Fund supported from General Fund court assessments.

**SECTION 18.** In addition to all other funds appropriated in this act, Four Thousand Seventy-five Dollars (\$4,075.00) may be paid to the Union County Chancery Clerk for the payment of prior year invoices.

**SECTION 19.** It is the intention of the Legislature that the Governor's Office, Division of Medicaid and the Department of Human Services shall work together to implement HB 1090 of the 2017 Regular Session, known as the "Medicaid and Human Services Transparency and Fraud Prevention Act".

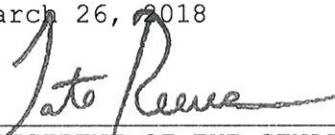
**SECTION 20.** The money herein appropriated shall be paid by the State Treasurer out of any money in the State Treasury to the credit of the proper fund or funds as set forth in this act, upon warrants issued by the State Fiscal Officer; and the State Fiscal Officer shall issue his warrants upon requisitions signed by the proper person, officer or officers, in the manner provided by law.

**SECTION 21.** This act shall take effect and be in force from and after July 1, 2018.

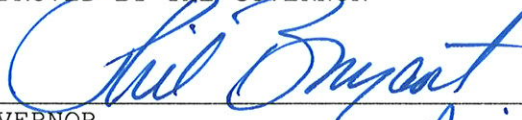
PASSED BY THE HOUSE OF REPRESENTATIVES  
March 26, 2018

  
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SPEAKER OF THE HOUSE OF REPRESENTATIVES

PASSED BY THE SENATE  
March 26, 2018

  
\_\_\_\_\_  
PRESIDENT OF THE SENATE

APPROVED BY THE GOVERNOR

  
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GOVERNOR

*April 12, 2018*  
*5:33pm*